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BIC USA, INC.

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

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DONNA R. NELSON, an individual and) CASE NO.: 3:07-CV-02367
on behalf of the general public,)
Plaintiff,)
vs.) PROOF OF SERVICE
BIC USA, INC., a Delaware corporation,)
and DOES 1 through 100, inclusive,)
Defendants.)

1 **PROOF OF SERVICE**2 I am a resident of the State of California, over the age of eighteen years, and not a party
3 to the within action. My business address is: Gordon & Rees LLP 101 W. Broadway, Suite
2000, San Diego, CA 92101. On December 18, 2007, I served the within document:4 **1. NOTICE OF APPEARANCE OF ATTORNEYS FOR DEFENDANT BIC USA,
INC.**

5

6 **BY FACSIMILE, [Fed. Rule Civ. Proc. Rule 5(b)]** by sending a true copy from Gordon
7 & Rees LLP's facsimile transmission telephone number (619) 696-7124 to the fax
8 number(s) set forth below, or as stated on the attached service list. I am readily familiar
9 with the firm's practice for sending facsimile transmissions, and know that in the ordinary
10 course of Gordon & Rees LLP's business practice the document(s) described above will be
11 transmitted by facsimile on the same date that it (they) is (are) placed at Gordon & Rees
12 LLP for transmission.

13 **BY U.S. MAIL [Fed. Rule Civ. Proc. Rule 5(b)]** by placing a true copy thereof enclosed
14 in a sealed envelope with postage thereon fully prepaid, in United States mail in the State
15 of California at San Diego, addressed as set forth below. I am readily familiar with the
16 firm's practice of collection and processing correspondence for mailing. Under that
17 practice it would be deposited with the U.S. Postal Service on that same day with postage
18 thereon fully prepaid in the ordinary course of business. I am aware that on motion of the
19 party served, service is presumed invalid if postal cancellation date or postage meter date is
20 more than one day after the date of deposit for mailing in affidavit.

21 **BY ELECTRONIC FILING.** I caused all of the pages of the above-entitled document(s)
22 to be electronically filed and served on designated recipients through the Electronic Case
23 Filing system for the above-entitled case. The file transmission was reported as successful
24 and a copy of the Electronic Case Filing Receipt will be maintained with the original
25 document(s) in our office.

26 **John H Donboli**
27 Del Mar Law Group, LLP
322 Eighth Street
Suite 101
28 Del Mar, CA 92014
Email: jdonboli@delmarlawgroup.com

29 I am readily familiar with the firm's practice of collection and processing correspondence
30 for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same
31 day with postage thereon fully prepaid in the ordinary course of business. I am aware that on
32 motion of the party served, service is presumed invalid if postal cancellation date or postage
33 meter date is more than one day after the date of deposit for mailing in affidavit.

34 I declare under penalty of perjury under the laws of the State of California that the above
35 is true and correct. Executed on December 18, 2007, at San Diego, California.

36 
37 Evangeline Guzman
38 EVANGELINE GUZMAN